IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1074 OF 2006
IN
CRIMINAL APPEAL NO. 992 OF 2006

Subhash Mukund Kamble ..Applicant
(Ori.Accused No.1)

versus

State of Maharashtra ..Respondents

Mr. S. A. Ingawale for the Applicant - Original Accused No.1.

Mr. P.A. Pol, APP for the Respondents - State.

CORAM : D. G. DESHPANDE, &
SMT. NISHITA MHATRE, JJ.

DATE : 12TH APRIL, 2007.

P.C.

1. Heard Advocate for the Applicant - Original Accused No.1 and the learned APP for the State.

2. Allegations against the Applicant - original Accused No.1 are that he murdered his wife. The dead body of the wife was found hanging to the tree 3 kilometres away from the residential house. While conducting the post mortem, doctor noticed several marks of scorching on her body and burn signs.

Advocate for the applicant - original accused No.1 tried to contend that the doctor has not stated whether the burn injuries were anti-mortem or post-mortem. He also tried to rely upon the opinion of the doctor that the death of victim may be suicidal.

3. We are not in agreement with the submissions made by the Advocate for the Applicant - original Accused No.1. The manner in which the signs of burn found on the body coupled with hanging to the tree at a distance of 3 kilometres from the residential house, shows that it is a case of murder. She died within one year of her marriage. There is strong presumption against the applicant - Original accused No.1. No case for bail. Application is rejected.

(SMT. NISHITA MHATRE, J.) **(D.G. DESHPANDE, J.)**